

*Conner, J**ORIGINAL*UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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PETER F. GAITO ARCHITECTURE, LLC D/B/A DOCKET NO:  
 PETER F. GAITO AND ASSOCIATES,  
 Plaintiff, 08 Civ. 6056 (WCC)

-against-

ECF Case

SIMONE DEVELOPMENT CORP., SIMONE  
 CHURCH STREET LLC, JOSEPH SIMONE,  
 THOMAS METALLO, SACCARDI & SCHIFF, INC.,  
 TNS DEVELOPMENT GROUP LTD., and  
 ARCHITECTS, LLP,

**ORDER AND STIPULATION  
 EXTENDING DEFENDANT  
 SACCARDI & SCHIFF,  
 INC.'S TIME TO RESPOND  
 TO PLAINTIFF'S  
COMPLAINT**

Defendants.

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**IT IS HEREBY STIPULATED AND AGREED**, by and between the undersigned  
 counsel, as follows:

1. The law firm of Winget, Spadafora & Schwartzberg, LLP, counsel for  
 Defendant Saccardi & Schiff, Inc. ("Saccardi"), hereby agrees to accept service of Plaintiff's  
 Summons and Complaint on behalf of Saccardi and waives any defenses of personal  
 jurisdiction and service of process in this action.

2. Saccardi shall serve its Answer to the Plaintiff's Complaint on or  
 before August 22, 2008 or if Saccardi moves with respect to the Plaintiff's Complaint, such  
 other subsequent date as the Court may direct. If Saccardi intends to move, it must provide  
 notice to the Plaintiff in writing on or before August 22, 2008.

USCC SDNY
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DATE FILED: _____

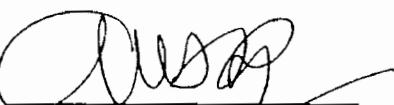
*1 of 2 A*

**COPIES MAILED TO COUNSEL OF RECORD for As gj**  
**AND E-MAILED TO IT'S COUNSEL**

Dated: New York, New York  
July 30, 2008

The Scher Law Firm, LLP  
Attorneys for Plaintiff

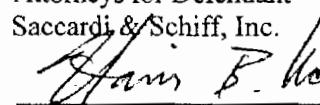
By:



Austin Graff, Esq. (AG-0096)  
One Old Country Road, Suite 385  
Carle Place, New York 11514  
(516) 746-5040

WINGET, SPADAFORA &  
SCHWARTZBERG, LLP  
Attorneys for Defendant  
Saccardi & Schiff, Inc.

By:



Harris B. Katz (HK-1000)  
45 Broadway, 19<sup>th</sup> Floor  
New York, NY 10006  
(212) 221-6900

**SO-ORDERED:**

William C. Conner  
Hon. William C. Conner, U.S.D.J.

**Dated:**

August 1, 2008  
White Plains, NY

2 of 2